

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,        )  
                                        )  
                                        )  
Plaintiff,                         )    4:08CR3144  
                                        )  
                                        )  
V.                                    )    MEMORANDUM AND ORDER  
                                        )  
SCOTT FITZGERALD,                )  
                                        )  
                                        )  
Defendant.                        )

Upon the request of the defendant,

IT IS ORDERED that the evidentiary hearing and sentencing presently scheduled for Monday, September 28, 2009 at 2:00 P.M. is cancelled. Counsel shall contact my judicial assistant, Kris Leininger, on Monday, September 28, 2009 to arrange a new date and time.

DATED this 25<sup>th</sup> day of September, 2009.

BY THE COURT:

*Richard G. Kopf*  
United States District Judge